

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

---

Disposition of Complaint 23-156

---

Judge:

Complainant:

---

**ORDER**

September 22, 2023

The complainant alleged a justice of the peace improperly denied his request for a continuance.

The role of the Commission on Judicial Conduct is to impartially determine whether a judicial officer has engaged in conduct that violates the Arizona Code of Judicial Conduct or Article 6.1 of the Arizona Constitution. There must be clear and convincing evidence of such a violation in order for the Commission to take disciplinary action against a judicial officer.

The Commission does not have jurisdiction to overturn, amend, or remand a judicial officer's legal rulings. The Commission reviewed all relevant available information and concluded there was not clear and convincing evidence of ethical misconduct in this matter. The complaint is therefore dismissed pursuant to Commission Rules 16(a) and 23(a).

Commission members Denise K. Aguilar, Barbara Brown, and Louis Frank Dominguez did not participate in the consideration of this matter.

Copies of this order were distributed to all appropriate persons on September 22, 2023.

**CONFIDENTIAL**

Arizona Commission on Judicial Conduct  
1501 W. Washington Street, Suite 229  
Phoenix, Arizona 85007

**FOR OFFICE USE ONLY**

23-156

**COMPLAINT AGAINST A JUDGE**

Name:

Judge's Name:

**Instructions:** Use this form or plain paper of the same size to file a complaint. Describe in your own words what you believe the judge did that constitutes judicial misconduct. Be specific and list all of the names, dates, times, and places that will help the commission understand your concerns. Additional pages may be attached along with copies (not originals) of relevant court documents. Please complete one side of the paper only, and keep a copy of the complaint for your records.

On \_\_\_\_\_ I asked judge \_\_\_\_\_ for a continence, as my truck was broken down, and \_\_\_\_\_ Court is more than \_\_\_\_\_ miles from where I live in \_\_\_\_\_. Rather than grant me a continence he put in a default Civil Traffic Judgment and wrote failure to appear on it, without any order denying my continence. I've attached the order and my email to him, also asking several questions as to the process, which were also not answered. I can't be in one location if I don't have an ability to get there, there was no offer of any kind of telephonic method. I believe he violated my due process rights, along with the following Judicial Cannons:

Canon 1. A Judge Shall Uphold and Promote the Independence, Integrity, and Impartiality of the Judiciary, and Shall Avoid Impropriety and the Appearance of Impropriety

Canon 2. A Judge Shall Perform the Duties of Judicial Office Impartially, Competently, and Diligently

**CONFIDENTIAL**

Arizona Commission on Judicial Conduct  
1501 W. Washington Street, Suite 229  
Phoenix, Arizona 85007

**FOR OFFICE USE ONLY**

**COMPLAINT AGAINST A JUDGE**

Name:

Judge's Name:

**Instructions:** Use this form or plain paper of the same size to file a complaint. Describe in your own words what you believe the judge did that constitutes judicial misconduct. Be specific and list all of the names, dates, times, and places that will help the commission understand your concerns. Additional pages may be attached along with copies (not originals) of relevant court documents. Please complete one side of the paper only, and keep a copy of the complaint for your records.

## Original Message

Message ID	
Created at:	(Delivered after 0 seconds)
From:	
To:	
Subject:	Re: Request for Continuance on case # .

[Download Original](#)

[Copy to clipboard](#)

To the Honorable \_\_\_\_\_, I'm writing to request a continuance on case # \_\_\_\_\_. I still do not have a vehicle to get the \_\_\_\_\_ miles to the court. Nor has the court provided me with who is actually prosecuting this, other than some vague thing about the Officer \_\_\_\_\_ prosecuting it. I'm not able to practice law except as a pro se litigant, so I don't understand how a police officer can represent the state

of  
Arizona. This procedure seems like it violates my due process  
rights, as  
I'm not afforded equal treatment under the law because I can't  
legally  
represent someone other than myself. Also I requested the end of  
when I  
first called the court and was ignored, like the officer ignored the  
fact  
that I'm                    and having problems with my medication that caused  
me to  
have a sudden urge to urinate. But this is par for the course from  
the same  
agency that previously falsely and maliciously charged me with  
criminal  
traffic crimes, that I got dismissed pro se, because the officer  
read a no  
contact order I had against an ex-gf for assault backwards, thinking  
it was  
against me, and I was handcuffed and sat in the back of the cruiser  
for  
more than half an hour until he started asking me stupid questions  
about  
it, at which point I demanded a supervisor. I had no idea why I was  
being  
handcuffed at that point, and am considering a section 1983 lawsuit  
against  
. Officer could have apologized, instead he doubled down on his  
stupidity. I apologize, but I have not respect for                    anymore,  
and will  
never call 911 for them again.

Sincerely

On

wrote:

> To the Honorable                    I'm writing to request a  
> continuance on case #                    . I've encountered issues  
beyond m=  
y  
> control. As I live more than                    miles away, and have no access to  
> transportation and money to obtain some, as my truck is currently  
broken  
> down, and now I'm sick on top of it. I told the officer at the  
time that =  
I  
> had to urinate badly, I take a medication that can cause UTI's  
because I'=  
m  
>                    , he apparently didn't believe me. I ended up going to the  
ER a f=  
ew  
> days later. I need this extra time to make copies of my supporting

> documents and get them to the court.  
>  
> Sincerely  
>  
>  
>  
> --  
> CONFIDENTIALITY NOTICE: This email communication may contain  
private,  
> confidential, or legally privileged information intended for the  
sole use  
> of the designated and/or duly authorized recipient(s). If you are  
not the  
> intended recipient or have received this email in error, please  
notify th=  
e  
> sender immediately by email and permanently delete all copies of  
this ema=  
il  
> including all attachments without reading them. If you are the  
intended  
> recipient, secure the contents in a manner that conforms to all  
applicabl=  
e  
> state and/or federal requirements related to privacy and  
confidentiality =  
of  
> such information.  
>

--=20

CONFIDENTIALITY NOTICE: This email communication may contain  
private,  
confidential, or legally privileged information intended for the  
sole use  
of the designated and/or duly authorized recipient(s). If you are  
not the  
intended recipient or have received this email in error, please  
notify the  
sender immediately by email and permanently delete all copies of  
this email  
including all attachments without reading them. If you are the  
intended  
recipient, secure the contents in a manner that conforms to all  
applicable  
state and/or federal requirements related to privacy and  
confidentiality of  
such information.

**THE COMMISSION'S POLICY IS  
TO POST ONLY THE FIRST FIVE  
PAGES OF ANY DISMISSED  
COMPLAINT ON ITS WEBSITE.**

**FOR ACCESS TO THE  
REMAINDER OF THE  
COMPLAINT IN THIS MATTER,  
PLEASE MAKE YOUR REQUEST  
IN WRITING TO THE  
COMMISSION ON JUDICIAL  
CONDUCT AND REFERENCE  
THE COMMISSION CASE  
NUMBER IN YOUR REQUEST.**